

Notice of Allowability

Application No.

10/667,300

Examiner

Dennis H. Pedder

Applicant(s)

ROOD, ROBERT R.

Art Unit

3612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment of 4/18/2006.
2. ☒ The allowed claim(s) is/are 1.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 5/3/2006.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Rood on 5/3/2006.

The application has been amended as follows:

The specification of 9/22/2003 is entered and rewritten with correct line spacing as follows:

--Clip-on Brush Guard

BACKGROUND

The Brush guard is designed to fit any vehicle with a snow plow, whether it is prior to quick-mount systems, meaning the old style, wherein the plow frame stays on the truck or today's style where the plow frame comes off the truck with the plow and what you are left with on your truck is two push plates or brackets to receive the plow and frame. These brackets are very hard to remove and are made to stay on your truck even in warm weather. This makes for some unsightly pieces of metal protruding from your truck in a world where appearance is everything. I designed the brush guard to improve the appearance of the metal brackets and protect the grill and headlights of the vehicle.

Some notable features of the brush guard are steel tubing that make up cross

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pieces with one quarter inch steel side plates. The total width of the brush guard will vary depending on what make and model of snowplow and the height will be determined by the vehicle. The receiver part of the brush guard (the bottom of the brush guard that clips onto the snow plow brackets) clips on the truck using two spring loaded connecting pins. When the brush guard is put into place you turn the pins and the brush guard is now mounted on your vehicle. There are two thumb screws, one on each side on the bottom of the brush guard receiver . These screws are to be tightened by hand to minimize movement of the brush guard once mounted on the vehicle. The clip-on brush guard will also come with pre-drilled holes for headlight guards and fog lights. Color selection will be determined by the vehicle.--

The specification of 4/18/2006 is entered following the specification above.

The claim of 10/18/2005 is not entered and the claims of 8/2/2004 and 9/13/2004 are canceled and replaced by the following, the only claim in the application:

--What is claimed is:

1. A Brush Guard designed to be used on trucks with snowplow push plates comprising:

L-shaped side plates connected by tubing cross pieces;

a C-channel welded to an inside surface of each of the side plates at its open end,

forming a closed cross section with the side plate;

a spring housing mounted on an inside surface of each C-channel forming a second closed cross section;

a spring loaded quarter turn fastener mounted to the spring housing with a rest surface within the spring housing;

wherein the push plates are received within the C-channel closed cross sections with the quarter turn fasteners in a retracted position abutting the rest surface and wherein the quarter turn fasteners are released to engage the side plates to retain the Brush Guard in position.--

The abstract of 9/13/2004 is written as one paragraph.

Drawings

2. The drawings were received on 4/18/2006. These drawings are approved as to substance. However, note the attached PTO-948 describing formal problems with margin size and descriptive matter, etc. under "comments". Figure numbers should remain on any amended figures.

3. The following is an examiner's statement of reasons for allowance: The claim is allowed for the primary reason that the C-channel forming the closed cross section, unlike the C-channel of both Harris and Harrison, allows retention of the brush guard and side plates onto the snow plow push plates against the force of gravity, allowing disposition of the quarter turn fasteners with reduced effort while the brush guard is held in position.

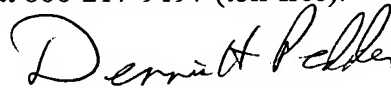
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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dennis H. Pedder whose telephone number is (571) 272-6667. The examiner can normally be reached on 5:30-2:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn D. Dayoan can be reached on (571) 272-6659. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Dennis H. Pedder
Primary Examiner
Art Unit 3612

5/3/06

DHP
5/3/2006